

1 Hon. Richard A. Jones
2
3
4
5
6

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

7 UNITED STATES OF AMERICA,
8 Plaintiff,
9 v.
10 LEWIS DEAN ARMSTRONG,
11 Defendant.

NO. 2:13-cr-00322-RAJ
ORDER STRIKING MOTIONS

12 The Court is in receipt of Defendant Lewis Dean Armstrong's *pro se* "Petition to
13 Have Trial Judge John C. Coughenour Evaluated for Competency" (Dkt. #239) and
14 "Petition for Records" (Dkt. #240). As set forth in the Court's previous Orders Striking
15 Motions entered on August 16, 2019, September 19, 2019, July 10, 2020, August 24,
16 2020, September 15, 2020, and October 15, 2020, this matter was remanded by the Ninth
17 Circuit Court of Appeals to the district court for the limited purpose of determining
18 whether Defendant was competent to understand the nature and consequences of the
19 proceedings against him and to assist properly in his post-conviction proceedings. The
20 competency proceedings were concluded by this Court on March 6, 2018. The matter has
21 been remanded by the Ninth Circuit Court of Appeals for resentencing. The resentencing
22 was previously set for December 18, 2020, but due to the impacts of the COVID-19
pandemic, and because Defendant's previous counsel's motion to withdraw and for
appointment of successor counsel was recently granted, Defendant's resentencing has
now been rescheduled for March 5, 2021 at 10:00 a.m.

Mr. Armstrong is currently represented by counsel, Terrence Kellogg. *See* Dkt. #234. As such, Mr. Armstrong may not file a *pro se* motion unless he complies with the requirements of Local Civil Rule 83.2(b)(5). *See* Local Rules W.D. Wash. LCrR 1(a) (adopting Local Rules W.D. Wash. LCR 83.2(b) for criminal proceedings).

This Court therefore declines to entertain the motions and orders the clerk to **STRIKE** them.

DATED this 26th day of October, 2020.

Richard D. Jones

The Honorable Richard A. Jones
United States District Judge